

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF HAWAII**

**GUIDELINES FOR ATTENDANCE OF WITNESSES IN CONTESTED MATTERS**

These guidelines are made pursuant to Fed. R. Bankr. P. 9014(e) regarding the attendance of witnesses at evidentiary hearings held in contested matters. The purpose of these guidelines is to enable parties to ascertain at a reasonable time before any scheduled hearing whether the hearing will be an evidentiary hearing at which witnesses may testify.

1. Unless the court orders otherwise, the court will not hear testimony at the initial hearing in a contested matter.
2. If there is a genuine issue of material fact in a contested matter, the initial hearing will serve as a scheduling conference for setting an evidentiary hearing, at which the court will hear testimony. The setting of a subsequent evidentiary hearing does not preclude the court from deciding matters of law at the initial hearing.
3. The court may enter an order dispensing with the initial hearing and proceeding directly to an evidentiary hearing. The court may do so on its own motion, pursuant to a stipulation of all parties to the contested matter, or upon motion of any party to the contested matter (with such notice to the other parties as the court deems appropriate).